

THE HONORABLE TANA LIN

UNITED STATES DISTRICT COURT  
DISTRICT OF WASHINGTON  
AT SEATTLE

JEREMY FOWLER, individually and on  
behalf of others similarly situated,,

Plaintiffs,

v.

PACIFIC MARITIME ASSOCIATION and  
SSA MARINE INC., individually and on  
behalf of others similarly situated,

Defendants.

No. No. 2:24-cv-00974-TL

STIPULATION AND [~~PROPOSED~~]  
ORDER GRANTING LEAVE TO FILE  
AMENDED COMPLAINT

NOTE ON MOTION CALENDAR:  
FEBRUARY 21, 2025

Plaintiff Jeremy Fowler and Defendants Pacific Maritime Association and SSA Marine Inc. (collectively, “Defendants”) submit the following Stipulation and request that the Court grant Plaintiff leave to file an Amended Complaint substituting SSA TERMINALS, LLC and SSA CONVENTIONAL, INC. as Defendants for SSA MARINE INC. pursuant to Rule 15(a)(2) of the Federal Rules of Civil Procedure. The parties hereby state and stipulate as follows:

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(Case No. No. 2:24-cv-00974-TL)

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401 Union Street • Suite 3400 • Seattle, WA 98101  
Phone (206) 622-8000 • Fax (206) 682-2305

- 1 1. Plaintiff filed his complaint on May 29, 2024 in King County Superior Court.  
2 Defendants removed the action on July 2, 2024.
- 3 2. On January 22, 2025, Defendants' counsel notified Plaintiff's counsel that SSA  
4 Marine Inc. was improperly identified as a defendant because it does not employ  
5 dockworkers in Washington (i.e., members of the putative Plaintiff Class), but that  
6 certain of its affiliates do. With the deadline to join additional parties approaching  
7 on January 24, 2025, counsel agreed to work together to correct the mistake and  
8 identify the proper defendant(s) in short order.
- 9 3. On February 6, defense counsel identified the two SSA-affiliated entities that  
10 employ dockworkers in Washington: (1) SSA Terminals, LLC and (2) SSA  
11 Conventional, Inc. (f/k/a SSA Pacific Inc.).
- 12 4. Pursuant to FRCP 15(a)(2), the parties agree the Court should grant Plaintiff leave  
13 to amend his complaint to identify SSA Terminals, LLC and SSA Conventional,  
14 Inc. as proper parties, rather than SSA Marine, Inc.
- 15 5. Pursuant to FRCP 15(c)(1)(C)(ii), the parties agree that substitution of SSA  
16 Terminals, LLC and SSA Conventional, Inc. relates back to the date of the original  
17 pleading, including for purposes of the statute of limitations.
- 18 6. The parties further agree that no party will raise a defense that SSA Marine, Inc. is  
19 a necessary party to this action under FRCP 19.
- 20 7. To avoid unnecessary cost and delay, defense counsel, who also represents SSA  
21 Terminals, Inc. and SSA Conventional, Inc., agrees to accept service of the  
22 Amended Complaint upon filing through CM/ECF.
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26

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8. Because the amendment may impact the parties' ability to prepare for class certification, the parties agree and request that the deadline for filing the opening brief for certification of both the Plaintiff and Defendant Classes be delayed by 60 days, or until July 25, 2025. Any opposition shall be filed no later than August 25, 2025, and any reply shall be filed no later than September 15, 2025.

For the reasons stated, the parties respectfully request that the Court grant Plaintiff leave to file an Amended Complaint in this action, a true and correct copy of which is attached as Exhibit A hereto, and adopt the above deadlines for the motion to certify the Defendant Class.

DATED this 21st day of February, 2025.

SCHROETER GOLDMARK & BENDER

SEYFARTH SHAW LLP

s/Hong Chen-Chen Jiang

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*Counsel for Defendants*

*Counsel for Plaintiff*

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ORDER

IT IS HEREBY ORDERED that Plaintiff is granted leave to file the Amended Complaint within ten (10) days of this signed Order. The deadline for the motion to certify the Plaintiff and Defendant Classes shall be July 25, 2025. Any opposition shall be filed no later than August 25, 2025, and any reply shall be filed no later than September 15, 2025.

DATED this 24th day of February, 2025.



Tana Lin  
United States District Judge

Presented by:

SCHROETER GOLDMARK & BENDER

s/Hong Chen-Chen Jiang

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*Counsel for Defendants*

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